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December 29, 2015

VIA FOIAONLINE

United States Environmental Protection Agency
Region 9
75 Hawthorne Street
San Francisco, California 94105

Re: Request Pursuant to the Freedom of Information Act

Dear Receptionist:

Please allow this letter to serve as a formal request pursuant to the Freedom of Information Act (5 U.S.C. 552). This request is for records relating to the 167-acre Geer Road Landfill located at 751 Geer Road, in the City of Modesto, and County of Stanislaus, EPA Site #CAD983578097.

Miller Nash Graham & Dunn LLP requests copies of **Records** regarding, reflecting or relating to Geer Road Landfill, EPA ID #CAD983578097, that are in the possession of the United States Environmental Protection Agency including, but not limited to the items identified in Attachment A to this letter. As used in this request, the term "Records" has the meaning stated at 44 U.S.C. 3301, and the term "United States Environmental Protection Agency" means, in addition to any current or former departments and agencies, any officer, employee, attorney, agent, consultant, or contractor of the United States Environmental Protection Agency including but not limited to Region 9 of the Environmental Protection Agency.

Please duplicate the records that are responsive to this request and send them to the attention of the undersigned. We understand that the fee associated with the copying of the records is \$.15/page, after the first 100 pages; please provide us with an estimate of the fees to be charged. Also, please let me know if you expect any delay in responding to this records request beyond the 20-working day period established at 5 U.S.C. 552(6)(A)(i).

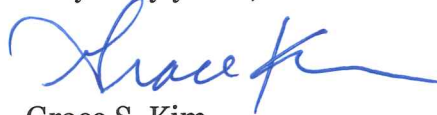
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If you deny any part of this request, please state with specificity the factual and legal basis under the Freedom of Information Act that justifies your decision not to release the information. If records responsive to this request are withheld based upon any asserted privilege or for any other reason, please provide the document title, description, and identify the basis for withholding each document. Please notify me of appeal procedures available under the law.

Should this request be directed to someone else in your agency, please forward this request to them promptly so that they will be able to respond in a timely fashion.

If you have any questions regarding this request, please do not hesitate to contact me to ensure that the appropriate documents will be duplicated. Thank you for your professional cooperation and courtesy with respect to this matter.

Very truly yours,



Grace S. Kim

Enclosure: Attachment A

Attachment A

DEFINITIONS:

Records: The term, "Records," includes all books, papers, maps, photographs, machine readable materials, or other documentary materials, regardless of physical form or characteristics, made or received by an agency of the United States Government under Federal law or in connection with the transaction of public business and preserved or appropriate for preservation by that agency or its legitimate successor as evidence of the organization, functions, policies, decisions, procedures, operations, or other activities of the Government or because of the informational value of data in them (44 U.S.C. § 3301.)

Communications: The term, "Communications," means any and all inquiries, discussions, conferences, conversations, negotiations, agreements, meetings, interviews, telephone conversations, letters, correspondence, notes, telegrams, facsimiles, electronic mail (e-mail), memoranda, documents, writings, or other forms of communications, including, but not limited to both oral and written communications.

Hazardous Substance: The term, "Hazardous Substance," is used herein as defined by 42 U.S.C. § 9601(14).

Miller Nash Graham & Dunn LLP requests copies of all Records regarding, reflecting or relating to Geer Road Landfill, EPA ID #CAD983578097 including, but not limited to:

- 1.** Any and all Records regarding, reflecting or relating to the October 7, 1991 Preliminary Assessment report prepared by URS Consultants, Inc. concerning a CERCLA inspection for Geer Road Landfill including, but not limited to, written comments, supporting data, photographs, and laboratory results.
- 2.** Any and all Records regarding, reflecting or relating to any and all orders issued by the United States Environmental Protection Agency related to Geer Road Landfill.

3. Any and all Records regarding, reflecting or relating to alleged violations or non-compliance with any order, rule, regulation or standard relating to the operation, closure or post-closure of Geer Road Landfill.

4. Any and all complaints, whether administrative, civil or criminal, and notices to comply or notices of violation issued related to Geer Road Landfill.

5. Any and all complaints by members of the community and/or private citizens, including all Communications with the community and/or private citizens, regarding Geer Road Landfill.